

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Maresh

Title: EXERCISE APPARATUS WITH ELLIPTICAL FOOT MOTION

DECLARATION OF INVENTORSHIP AND POWER OF ATTORNEY

As the sole inventor named in the above-identified patent application, the specification of which is being filed together herewith, I hereby declare that:

My residence, citizenship, and post office address are as stated below;

I am the sole inventor of the claimed invention;

I have reviewed and understand the contents of the above-identified patent application, including the claims;

I believe I am the original and first inventor of the subject matter which is claimed in the above-identified patent application;

I believe the above-identified patent application discloses subject matter entitled to the filing dates of:

(1) U.S. Provisional Application.No. _____, filed on July 21, 2003 (via U.S. Express Mail No. ET952289066US); and

(2) U.S. Patent Application Ser. No. 10/066,029, filed on January 31, 2002, which is a divisional of U.S. Patent Application Ser. No. 09/065,308, filed on April 23, 1998, which in turn, claims the benefit of U.S. Provisional Application No. 60/044,957, filed on April 26, 1997;

I acknowledge the duty to disclose information which may be material to the examination of the above-identified patent application in accordance with 37 C.F.R. 1.56(a), including information which became available subsequent to the filing dates of the above-identified applications; and

All statements made herein of my own knowledge are true, and all statements made on information and belief are believed to be true; and these statements are made with the knowledge that willful false statements and the like are punishable by fine and/or imprisonment under Section 1001 of Title 18 of the United States

Code, and that willful false statements and the like may jeopardize the validity of the above-identified patent application and any resulting patent.

I hereby appoint Mark A. Krull, Reg. No. 34,205, as my representative in the above-identified patent application, with full power to handle all matters regarding said application; and I request that all correspondence be directed to him at the address and/or telephone number set forth below:

Mark A. Krull
P. O. Box 7198
Bend, OR 97708

(541) 385-0383

Inventor: _____ Date: _____
(Signature)

Inventor: Joseph D. Maresh

Residence: West Linn, Oregon Citizenship: U.S.A.

Address: Post Office Box 645, West Linn, OR 97068-0645